

Akinyemi

80

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2 A I said officers, Hi, I know Alice  
3 Long so I hugged her, how are you doing, I said  
4 that's my husband. That was the only thing I  
5 said, and I left. If I could say, telling them  
6 not to bring a question of curiosity who is this  
7 person, and I feel comfortable telling them who I  
8 am with, that was why I identify him who's my  
9 husband.

10 Q Where did you go after you left your  
11 husband the second time?

12 A I went to pick my kids up because  
13 they were in school.

14 Q So you went home, you didn't go back  
15 to work that day?

16 A I had been excused one hour to leave  
17 early, so it wasn't possible for me to go back to  
18 work. I went back home.

19 Q After you left the airport, when was  
20 the next time you spoke to anyone about what  
21 happened that day, spoke to anyone at work about  
22 what happened that day?

23 A I didn't speak to anyone, was it  
24 December 9th, if I could recollect. Ninth or --  
25 December 9th, yes, I had actually called Lorraine

Akinyemi

Spino to tell her something about the job. I was the one that called her, then she said oh, Yemisi, I want you to come see me at Corbin Street, in Newark where she works out of. And I said when? She said as soon as I have time or I have somebody that's there that could cover for me, so I said okay. So I went over there. So, I think, did she tell me anything on the phone? I can't recollect. When I got there then I just said, I'm here, then she called me in the morning, she called Dominic Calise. They want her to take a statement from me about what happened on December 5th when I went to the airport with my husband.

The first thing she asked me was did I take permission, I said yes, she said from who, I said from Mitch, I told Mitch. She said what happened, so I told her -- I think she was aware my father-in-law passed. I said that was -- that's the day my husband traveled. I said I took permission, she said are you sure you got -- I said, yes, that I went in the morning, I explained to Mitch. He excused me, he'll give me 59 minutes, he excused me to go to the airport to join my husband. She said write that in the

Akinyemi

82

statement, including that you got permission from Mitch to be at the airport at that time, which was the statement I wrote.

Q This meeting with Ms. Spino, did you say somebody else was present?

A Yes, Dominick Calise was present, and Joe Matella, that's a union representative.

Q And at this time, did any of the people at that meeting refer to your race, or national origin?

A The only thing she told me was just what I told you what happened at the airport. What were you doing at the airport on the 5th. I told her. Who give you permission. I told her. Nothing, we didn't discuss nothing, instead write me a statement.

Q Did you give her a written statement?

A Yes, I did.

Q Okay.

MR. CLOPPER: I'm going to ask the reporter to mark this as Government's Exhibit 5.

(Witness' written statement

Akinyemi

was marked as Deposition Exhibit No. 5  
for identification, as of this date.)

BY MR. CLOPPER:

Q I'm handing you what's been marked  
as Government's Exhibit 5. Is this the statement  
or letter that you wrote to Ms. Spino?

A Yes.

Q Thank you.

A You're welcome.

Q After your meeting with Ms. Spino  
when was the next time you spoke to anyone at CBP  
about the events of December 5th?

A I think about a week later, it was,  
if I could -- it was, I think it was Robert  
Oscard, he told me at the Raymond Boulevard where  
he was, he said, Yemisi? I said sir? He said, I  
will want you to go back to Raymond Boulevard to  
speak to Dominick about your going to the airport  
on December 5th. Then he said you should try to  
get a union representative with you. Then I said,  
okay. So I went there. So that was when I told  
the people -- when -- I think that was the second  
time, yes. Then I got there, I went to the union  
office, got Joe Martella, he should come again.

Akinyemi

He said for what. I said I don't know. So when we got there, it was DCO Fox, Ed Fox, was there, and Dominick Calise. Then they said they wanted to question me. They started questioning me and Joe Mantella's the union representative, said no, this is the second sitting that we've come here. What is the allegation? What is happening that as a union representative and as a union member under the terms of agreement, before someone is going to be interrogated or questioned we should have an allegation or the people that are alleging should be present, none of the things that are contracted have been done. Why is she being questioned?

They said -- Fox said there's no allegation, that they're just interrogating, he said well, I cannot let you interrogate any further, because you're asking so many questions and at this time I need to confer with my union attorney. So he left. He went to call the union attorney and, the union president was there, Larry, and he said no, oh, no, why are they questioning you? I said, I don't know. Did they give you the Kalkinos law letter? Not law, letter.

Akinyemi

Q I think you were talking about a conversation you had where someone mentioned the Kalkinos letter?

A Yes, the union representative mentioned like five different documents that, well she cannot continue, you know. Did you give her this, did you give her this, like he said, we left the office, he said no, she cannot answer any question, because as a union representative these are the things I know that should be done before any of these things take place. And this is the second meeting. You violated the first time and this is the second time. Nothing has been done, she can nothing further until I go to confer with a union attorney to find out are we obligated to do this. Then he called the attorney with the union president, he was in the office, the union attorney said no, you cannot answer any further, any question, so, explain this is the law, before they interrogate or ask you, they should let you know what you have been questioned for, what you have done. And you've said you've gone their once, you've gone twice -- he said me, what happened? He said is that it? I said no. Is

Akinyemi

86

1  
2 there any more to it? I said no, that was it. He  
3 said did any of the people show up? I said no.  
4 If they don't show up and there's no notice you  
5 cannot answer any further thing, because you don't  
6 know what they're trying, no, all other things.  
7 So officer Martella went back to them and told Fox  
8 and Dominick Calise that, well, this is what the  
9 lawyer said. You have been supervisors for years  
10 and you should know. And this is not the first  
11 person you're interrogating or you're questioning.  
12 You should know what and what and what documents  
13 are required before you talk to an officer  
14 concerning any issue.

15 Do you have any of those? What has  
16 she done? They said we don't know. Officer Fox  
17 said I don't know, he said you don't know, so why  
18 you want to, that he was just being told to ask me  
19 questions. How are you going to be told who to  
20 ask her questions when I don't know what the  
21 question is driving at, what are you trying to  
22 achieve? What is the charge? He said he doesn't  
23 know. Martella said at this point, I said -- said  
24 no, without providing this document, this document  
25 so that we know what you are investigating, she

Akinyemi

87

cannot answer further questions.

Q So let's go back to the second meeting. So it's the meeting after the meeting with Ms. Spino, I think you said the meeting with Ms. Spino happened on December 9th and so the second meeting was with Mr. Fox, Mr. Calise, Mr. Martella?

A The first meeting was with Mr. Martella, Mr. Fox, Calise and Spino, it wasn't Spino alone.

Q At that first meeting there was no discussion of your race, national origin or color?

A No, the only thing they asked was a statement what happened.

Q And you gave them the written statement?

A Yes.

Q And there was the next meeting and the next meeting the people that were there at the meeting were Fox, Calise and Martella, is that correct?

A Yes.

Q At that meeting did anyone say anything about your race, color or national